Case: 24-7246, 12/30/2024, DktEntry: 11.1, Page 1 of 3

## No. 24-7246

## UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

UNION GOSPEL MISSION OF YAKIMA, WASHINGTON, Plaintiff-Appellee,

v.

ROBERT FERGUSON, in his official capacity as Attorney General of Washington, ANDRETA ARMSTRONG, in her official capacity as Executive Director of the Washington State Human Rights Commission; and GUADALUPE GAMBOA, HAN TRAN, JEFF SBAIH, LUC JASMIN, and CHELSEA DIMAS, in their official capacities as Commissioners of the Washington State Human Rights Commission,

Defendants-Appellants.

ON APPEAL FROM THEUNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF WASHINGTON AT YAKIMA No. 1:23-cv-3027-MKD The Honorable Mary K. Dimke United States District Court Judge

## APPELLANTS' EXCERPTS OF RECORD INDEX VOLUME

ROBERT W. FERGUSON Attorney General

CYNTHIA L. ALEXANDER, WSBA 46019
TERA M. HEINTZ, WSBA 54921
Deputy Solicitors General
1125 Washington St SE
Olympia, WA 98504
Cynthia.Alexander@atg.wa.gov
Tera.Heintz@atg.wa.gov
(206) 326-5488

| Volume 1 of 3  |                |                  |                    |  |
|--|----------------|------------------|--------------------|--|
| <b>Document Description</b>  | Filing<br>Date | USDC<br>Dkt. No. | ER Page<br>Numbers |  |
| Order Granting Plaintiff's Motion for Preliminary Injunction   | 11/01/24       | 41               | 2–17               |  |
| Volume 2 of 3  |                |                  |                    |  |
| Declaration of Scott Thielen in Support of<br>Motion for Preliminary Injunction                                      | 09/20/24       | 34               | 19-24              |  |
| Exhibit A to Declaration of Scott Thielen in Support of Motion for Preliminary Injunction                            | 09/20/24       | 34-1             | 25-75              |  |
| Plaintiff's Supplemental Memorandum in Support of Motion for Preliminary Injunction                                  | 09/20/24       | 33               | 76-103             |  |
| Defendants' Notice and Stipulation of<br>Enforcement Position  | 09/11/24       | 31               | 104-107            |  |
| Hearing Transcript   | 09/28/23       | 24               | 108-183            |  |
| Volume 3 of 3  |                |                  |                    |  |
| Order Granting Defendants' Motion to<br>Dismiss and Denying As Moot Plaintiff's<br>Motion for Preliminary Injunction | 09/01/23       | 23               | 185-213            |  |
| Plaintiff's Motion for Preliminary<br>Injunction   | 04/05/23       | 14               | 214-241            |  |
| Declaration of James Johnson in Support of Plaintiff's Motion for Preliminary Injunction                             | 04/05/23       | 14-1             | 242-256            |  |
| Defendants' Motion to Dismiss  | 03/29/23       | 11               | 257-283            |  |

| Verified Complaint for Declaratory and Injunctive Relief             | 03/02/23 | 1   | 284-336 |
|--|----------|-----|---------|
| Exhibit 8 to Verified Complaint – Religious Hiring Policy            | 03/02/23 | 1-8 | 337-338 |
| Notice of Preliminary Injunction Appeal                              | 12/02/24 | 45  | 339-343 |
| Civil Docket for 1:23-cv-3027-MKD,<br>Eastern District of Washington |          |     | 344-350 |